

# Image Project Order File Cover Page

XHVZE

This page identifies those items that were not scanned during the initial production scanning phase. They are available in the original file, may be scanned during a special rescan activity or are viewable by direct inspection of the file.

0 058

Order File Identifier

**Organizing** (done)

☐ Two-sided



☐ Rescan Needed



## RESCAN

☐ Color Items:

☐ Greyscale Items:

☐ Poor Quality Originals:

☐ Other:

## DIGITAL DATA

☐ Diskettes, No.

☐ Other, No/Type:

## OVERSIZED (Scannable)

☐ Maps:

☐ Other Items Scannable by a Large Scanner

## OVERSIZED (Non-Scannable)

☐ Logs of various kinds:

☐ Other::

## NOTES:

BY: Maria

Date: 3/15/10

/s/

MP

## Project Proofing

BY: Maria

Date: 3/15/10

/s/

MP

## Scanning Preparation

BY: Maria

Date: 3/15/10

/s/

MP

\_\_\_\_\_ x 30 = \_\_\_\_\_ + \_\_\_\_\_ = TOTAL PAGES 48  
(Count does not include cover sheet)

## Production Scanning



### Stage 1

Page Count from Scanned File: 49 (Count does include cover sheet)

Page Count Matches Number in Scanning Preparation: ☒ YES ☐ NO

BY: Maria

Date: 3/15/10

/s/

MP

### Stage 1

If NO in stage 1, page(s) discrepancies were found: \_\_\_\_\_ YES ☐ NO ☐

BY: Maria

Date: \_\_\_\_\_

/s/

Scanning is complete at this point unless rescanning is required.



## ReScanned



BY: Maria

Date: \_\_\_\_\_

/s/

Comments about this file:

Quality Checked



**Index Other 58**  
**Regulation Package Abandonment Marker**

- |                       |   |
|-----------------------|---|
| 1. September 21, 2009 | AOGCC Request for File Opening                                      |
| 2. September 24, 2009 | AGO's filing opening  |
| 3. November 19, 2009  | Transcript and Exhibits   |
| 4. December 22, 2009  | Final Package to AGO  |
| 5. February 10, 2010  | AGO memo re: forwarding regulations to Lt.<br>Governor for approval |
| 6. February 19, 2010  | Order certifying the Changes to Regulations of<br>AOGCC             |

20 AAC 25.120 is repealed and readopted to read:

**20 AAC 25.120. Well abandonment marker.** The exact surface location of an abandoned onshore well must be shown by a well abandonment marker plate that

- (1) is constructed of steel that is at least 1/4 inch thick;
- (2) is welded to, and covers the outermost casing string, including the conductor casing;
- (3) does not extend beyond the outermost casing string; and
- (4) contains the following information bead-welded directly to the marker plate:
  - (A) the name of the operator that plugged and abandoned the well;
  - (B) the number assigned by the Commission to the Permit to Drill (Form 10-401) for the well under 20 AAC 25.040(b);
  - (C) the name designated for the well by the operator under 20 AAC 25.005(f);
  - (D) the API number for the well, with any suffix appended to the number under 20 AAC 25.005(f). (Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am 3/21/2010, Register 193)

**Authority:** AS 31.05.030

## Amended Regulations Dealing with Well Abandonment Markers

The Alaska Oil and Gas Conservation Commission have revised its regulations dealing with well abandonment marker requirements in 20 AAC 25.120. The amended regulation specifies the required dimensions, configuration, and placement of well abandonment markers, and eliminates the use of marker posts. The Lieutenant Governor signed and filed the regulation changes on February 19, 2010, with an effective date of March 21, 2010.

For further information or to obtain a copy of the amended regulations, contact Jody Colombie at (907) 793-1221, fax (907) 276-7542, or e-mail [jody.colombie@alaska.gov](mailto:jody.colombie@alaska.gov).

Mary Jones  
XTO Energy, Inc.  
Cartography  
810 Houston Street, Ste 2000  
Ft. Worth, TX 76102-6298

George Vaught, Jr.  
PO Box 13557  
Denver, CO 80201-3557

Mark Wedman  
Halliburton  
6900 Arctic Blvd.  
Anchorage, AK 99502

Baker Oil Tools  
4730 Business Park Blvd., #44  
Anchorage, AK 99503

Gordon Severson  
3201 Westmar Cr.  
Anchorage, AK 99508-4336

James Gibbs  
PO Box 1597  
Soldotna, AK 99669

Richard Wagner  
PO Box 60868  
Fairbanks, AK 99706

North Slope Borough  
PO Box 69  
Barrow, AK 99723

David McCaleb  
IHS Energy Group  
GEPS  
5333 Westheimer, Ste 100  
Houston, TX 77056

Jerry Hodgden  
Hodgden Oil Company  
408 18th Street  
Golden, CO 80401-2433

Schlumberger  
Drilling and Measurements  
2525 Gambell Street #400  
Anchorage, AK 99503

Ivan Gillian  
9649 Musket Bell Cr.#5  
Anchorage, AK 99507

Jack Hakkila  
PO Box 190083  
Anchorage, AK 99519

Kenai National Wildlife Refuge  
Refuge Manager  
PO Box 2139  
Soldotna, AK 99669-2139

Cliff Burglin  
PO Box 70131  
Fairbanks, AK 99707

Cindi Walker  
Tesoro Refining and Marketing Co.  
Supply & Distribution  
300 Concord Plaza Drive  
San Antonio, TX 78216

Richard Neahring  
NRG Associates  
President  
PO Box 1655  
Colorado Springs, CO 80901

Ciri  
Land Department  
PO Box 93330  
Anchorage, AK 99503

Jill Schneider  
US Geological Survey  
4200 University Dr.  
Anchorage, AK 99508

Darwin Waldsmith  
PO Box 39309  
Ninilchick, AK 99639

Penny Vadla  
399 West Riverview Avenue  
Soldotna, AK 99669-7714

Bernie Karl  
K&K Recycling Inc.  
PO Box 58055  
Fairbanks, AK 99711

*Mailed 2/23/10*

## Colombie, Jody J (DOA)

---

**From:** Colombie, Jody J (DOA)  
**Sent:** Monday, February 22, 2010 4:03 PM  
**To:** 'Aaron Gluzman'; caunderwood@marathonoil.com; 'Dale Hoffman'; Frédéric Grenier; 'Gary Orr'; Jerome Eggemeyer; 'Joe Longo'; 'Lamont Frazer'; Marc Kuck; 'Mary Aschoff'; Maurizio Grandi; Ostrovsky, Larry Z (DNR); P Bates; Richard Garrard; 'Sandra Lemke'; 'Scott Nash'; Talib Syed; 'Tiffany Stebbins'; 'Wayne Wooster'; 'Willem Vollenbrock'; 'William Van Dyke'; Woolf, Wendy C (DNR); (foms2@mtaonline.net); (michael.j.nelson@conocophillips.com); (Von.L.Hutchins@conocophillips.com); alaska@petrocalc.com; Anna Raff; Barbara F Fullmer; bbritch; Becky Bohrer; Bill Walker; Bowen Roberts; Brad McKim; Brady, Jerry L; Brandon Gagnon; Brandow, Cande (ASRC Energy Services); Brian Gillespie; Brian Havelock; Bruce Webb; carol smyth; Charles O'Donnell; Chris Gay; Cliff Posey; Crandall, Krissell; Dan Bross; dapa; Daryl J. Kleppin; David Boelens; David House; David Steingreaber; 'ddonkel@cfl.rr.com'; Deborah J. Jones; doug\_schultze; Elowe, Kristin; Evan Harness; eyancy; Francis S. Sommer; Fred Steece; Garland Robinson; Gary Laughlin; Gary Rogers; Gary Schultz; ghammons; Gordon Pospisil; Gorney, David L.; Gregg Nady; gspfoff; Hank Alford; Harry Engel; Jdarlington (jarlington@gmail.com); Jeff Jones; Jeffery B. Jones (jeff.jones@alaska.gov); Jerry McCutcheon; Jim White; Jim Winegarner; Joe Nicks; John Garing; John S. Haworth; John Spain; John Tower; John W Katz; Jon Goltz; Joseph Darrigo; Julie Houle; Kari Moriarty; Kaynell Zeman; Keith Wiles; Larry Ostrovsky; Laura Silliphant; Marilyn Crockett; Mark Dalton; Mark Hanley (mark.hanley@anadarko.com); Mark Kovac; Mark P. Worcester; Marquerite kremer; Michael Jacobs; Mike Bill; Mike Mason; Mikel Schultz; Mindy Lewis; MJ Loveland; mjnelson; mkm7200; nelson; Nick W. Glover; NSK Problem Well Supv; Patty Alfaro; Paul Decker (paul.decker@alaska.gov); PORHOLA, STAN T; Rader, Matthew W (DNR); Raj Nanvaan; Randall Kanady; Randy L. Skillern; Rob McWhorter; rob.g.dragnich@exxonmobil.com; Robert A. Province (raprovince@marathonoil.com); Robert Campbell; Roberts, Susan M.; Rudy Brueggeman; Scott Cranswick; Shannon Donnelly; Sharmaine Copeland; Shellenbaum, Diane P (DNR); Slemons, Jonne D (DNR); Sondra Stewman; Steve Lambert; Steve Moothart; Steven R. Rossberg; Suzanne Gibson; tablerk; Tamera Sheffield; Taylor, Cammy O (DNR); Ted Rockwell; Temple Davidson; Teresa Imm; Terrie Hubble; Thor Cutler; Tina Grovier; Todd Durkee; Tony Hopfinger; trmj1; Walter Featherly; Williamson, Mary J (DNR); Winslow, Paul M; Aubert, Winton G (DOA); Ballantine, Tab A (LAW); Brooks, Phoebe; Crisp, John H (DOA); Darlene Ramirez; Davies, Stephen F (DOA); Foerster, Catherine P (DOA); Grimaldi, Louis R (DOA); Johnson, Elaine M (DOA); Jones, Jeffery B (DOA); Laasch, Linda K (DOA); Mahnken, Christine R (DOA); Maunder, Thomas E (DOA); McIver, Bren (DOA); McMains, Stephen E (DOA); Noble, Robert C (DOA); Norman, John K (DOA); Okland, Howard D (DOA); Paladijczuk, Tracie L (DOA); Pasqual, Maria (DOA); Regg, James B (DOA); Roby, David S (DOA); Saltmarsh, Arthur C (DOA); Scheve, Charles M (DOA); Schwartz, Guy L (DOA); Seamount, Dan T (DOA); 'Annette Kreitzer'; Beecher, Carol L (DOA); Kevin Brooks; Rachael A Petro (rachael.petro@alaska.gov); Robert Pearson  
**Subject:** Final Regulations - Well Abandonment Markers 20 AAC 25.120  
**Attachments:** post\_hearing\_notice.doc; Final Regulation.doc

Jody J. Colombie  
Special Assistant  
Alaska Oil and Gas Conservation Commission  
333 West 7th Avenue, Suite 100  
Anchorage, AK 99501  
(907)793-1221 (phone)  
(907)276-7542 (fax)

#6

Craig E. Campbell  
Lieutenant Governor  
State Capitol  
Juneau, Alaska 99811  
907.465.3520 465.5400 Fax  
WWW.LTGOV.ALASKA.GOV



530 West 7<sup>th</sup> Ave, Suite 1700  
Anchorage, Alaska 99501  
907.269.7460 269.0263  
LT.GOVERNOR@ALASKA.GOV

OFFICE OF THE LIEUTENANT GOVERNOR  
ALASKA

MEMORANDUM

**TO:** Robert Pearson, AAC Contact  
Department of Administration

**FROM:** Scott Clark  
Special Assistant  
907.465.4081

**DATE:** February 19, 2010

**RE:** Filed Permanent Regulations: Alaska Oil and Gas Conservation Commission  
Well Abandonment Marker: 20 AAC 25.120

---

Attorney General File:	JU2009200806
Regulation Filed:	2/19/2010
Effective Date:	3/21/2010
Print:	193, April 2010

cc with enclosures: Linda Miller, Department of Law  
Jim Pound, Administrative Regulation Review Committee  
Judy Herndon, LexisNexis  
Jody Colombie, DOA



ORDER CERTIFYING THE CHANGES TO  
REGULATIONS OF ALASKA OIL AND GAS CONSERVATION  
COMMISSION

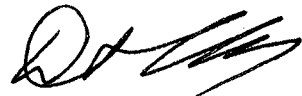
The attached 1 page of regulations, dealing with well abandonment markers under 20 AAC 25, is certified to be a correct copy of the regulation changes that the Alaska Oil and Gas Conservation Commission adopted at its December 2, 2009 meeting, under the authority of AS 31.05.030 and AS 31.05.040 and in compliance with the Administrative Procedure Act (AS 44.62), including the notice provisions (AS 44.62.190 and AS 44.62.200) and opportunity for public comment provision (AS 44.62.210).

This action is not expected to require an increased appropriation.

On the record, in considering public comments, the Alaska Oil and Gas Conservation Commission paid special attention to the cost to private persons of the regulatory action being taken.

As provided in AS 44.62.180, the subject regulation changes take effect on the 30th day after they are filed by the lieutenant governor.

DATE: December 22, 2009  
Anchorage




Daniel T. Seamount, Jr.  
Chair

✓ Scott Clark for

FILING CERTIFICATION

I, Craig E. Campbell, Lieutenant Governor for the State of Alaska, certify that on

February 19, 2010 at 2:38 p.m., I filed the attached regulations according to the provisions of AS 44.62.040 – 44.62.120.



Lieutenant Governor Craig E. Campbell

Effective: March 21, 2010

Register: 193, April 2010

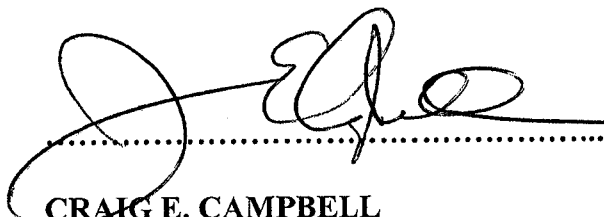
**FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY**

**I, CRAIG E. CAMPBELL, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA, designate the following state employee to perform the Administrative Procedures Act filing functions of the Office of the Lieutenant Governor:**

**SCOTT CLARK, NOTARY ADMINISTRATOR**

**IN TESTIMONY WHEREOF, I have  
signed and affixed the Seal of the State of  
Alaska, at Anchorage, on  
October 27, 2009.**



  
.....  
**CRAIG E. CAMPBELL  
LIEUTENANT GOVERNOR**

**Colombie, Jody J (DOA)**

---

**From:** Notary, Notary (GOV sponsored)  
**Sent:** Friday, February 19, 2010 2:53 PM  
**To:** Pearson, Robert L (DOA)  
**Cc:** Cramer, John W (GOV); Clark, Scott M (GOV); Behr, Deborah E (LAW); Miller, Linda J (LAW); Weaver, Steven C (LAW); Messing, Kevin J (LAW); Pound, Jim (LAA); Colombie, Jody J (DOA)  
**Subject:** Regulations Filed: JU2009200806  
**Attachments:** JU2009200806.pdf

On 2/19/2010, Lieutenant Governor Craig E. Campbell filed regulations (**JU2009200806**) from the Alaska Oil and Gas Conservation Commission re: **Well Abandonment Marker** (20 AAC 25.120).

The effective date of the regulations is **3/21/2010**, and the regulations will be published in **Register 193, April 2010**.

The filing certification and regulation text are attached.

Thank you,

Scott Clark  
*Notary Administrator*  
Office of Lieutenant Governor Craig E. Campbell

240 Main Street, Room 301  
Juneau, Alaska 99801  
PHONE: 907.465.3509  
TOLL FREE IN ALASKA: 877.764.1234  
FAX: 907.465.5400

[notary@alaska.gov](mailto:notary@alaska.gov)  
[notary.alaska.gov](http://notary.alaska.gov)

20 AAC 25.120 is repealed and readopted to read:

**20 AAC 25.120. Well abandonment marker.** The exact surface location of an abandoned

onshore well must be shown by a ~~steel~~ well abandonment marker plate that ~~must~~

- (1) is constructed of steel that is;
- (a) ~~be~~ at least 1/4 inch thick;
- (b) ~~be~~ welded to, and ~~must~~ cover <sup>(the) casing</sup> the outermost casing string <sup>(including conductor)</sup>;
- (c) ~~not~~ extend beyond the outermost casing string; and
- (d) ~~have~~ the following information bead-welded directly to the marker plate:

- (A) ~~(1)~~ the name of the operator that plugged and abandoned the well; <sup>by the commission</sup>
- (B) ~~(2)~~ the number ~~that the commission has, under 20 AAC 25.040(b), assigned to the~~ <sup>(Form 10-401)</sup> Permit to Drill for the well <sup>under 20 AAC 25.040(b);</sup>
- (C) ~~(3)~~ the name designated for the well by the operator under 20 AAC 25.005(f);
- (D) ~~(4)~~ the API number for the well, with any suffix appended to the number under <sup>(20)</sup>

AAC 25.005(f).

**History:** (Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am

\_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_)

**Authority:** AS 31.05.030 →

#5

# MEMORANDUM

## State of Alaska Department of Law

TO: Daniel T. Seamount, Jr., Chair  
Alaska Oil & Gas Conservation Commission  
Department of Administration

DATE: February 10, 2010

FILE NO.: JU2009200806

TELEPHONE NO.: 465-3600

*Deborah E. Behr*  
FROM: Deborah E. Behr  
Chief Assistant Attorney General  
and Regulations Attorney  
Legislation/Regulations Section - Juneau

SUBJECT: Alaska Oil and Gas Conservation  
Commission Regulation re:  
Well Abandonment Marker  
(20 AAC 25.120)

Under AS 44.62.060, we have reviewed the Alaska Oil and Gas Conservation Commission's changes to this regulation and approve the changes for filing by the lieutenant governor. A duplicate original of this memorandum is being furnished to the lieutenant governor, along with the 1 page of the regulation changes and related documents.

You might wish to contact the lieutenant governor's office to confirm the filing date and effective date of the regulation changes.

The September 23, 2009 public notice and the December 22, 2009 certification of adoption order both state that this action is not expected to require an increased appropriation. Therefore, AS 44.62.195 does not require a fiscal note.

Finally, we have made some technical corrections to the regulation in accordance with AS 44.62.125. The corrections are shown on the attached copy of the regulation.

DEB:KJM:kjm

cc w/ enc.: Robert Pearson, Special Assistant  
AAC Contact  
Department of Administration

Jody Colombie, Special Assistant  
Alaska Oil and Gas Conservation Commission  
Department of Administration

Thomas Ballantine, Assistant Attorney General - Anchorage

# MEMORANDUM

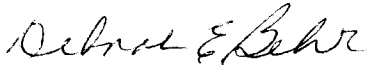
## State of Alaska Department of Law

TO: The Honorable Craig E. Campbell  
Lieutenant Governor

DATE: February 10, 2010

FILE NO.: JU2009200806

TELEPHONE NO.: 465-3600

  
FROM: Deborah E. Behr  
Chief Assistant Attorney General  
and Regulations Attorney  
Legislation/Regulations Section - Juneau

SUBJECT: Alaska Oil and Gas Conservation  
Commission Regulation re:  
Well Abandonment Marker  
(20 AAC 25.120)

We have reviewed the attached Alaska Oil and Gas Conservation Commission (commission) regulation. A duplicate of this memorandum is being furnished to Daniel T. Seamount, Jr., chair of the commission, along with a copy of the regulation changes.

The Department of Law has reviewed the attached regulation against the statutory standards of the Administrative Procedure Act. Based upon our review, we find no legal problems. This memorandum and the attached duplicate original memorandum dated February 10, 2010 constitute the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulation.

The regulation changes were adopted by the commission after the close of the public comment period and oral hearing. The regulation changes are regarding the standards for marking the surface location of an abandoned onshore well with a well abandonment marker plate.

The certification adoption order for the regulation states that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

Finally, we have made some technical corrections to the regulation in accordance with AS 44.62.125. The corrections are shown on the attached copy of the regulation.

DEB:KJM:kjm

cc: Daniel T. Seamount, Jr., Chair  
Alaska Oil and Gas Conservation Commission  
Department of Administration

20 AAC 25.120 is repealed and readopted to read:

**20 AAC 25.120. Well abandonment marker.** The exact surface location of an abandoned

onshore well must be shown by a ~~steel~~ well abandonment marker plate that ~~must~~

- (1) is constructed of steel that is
- (a) ~~be~~ at least 1/4 inch thick;
  - (b) ~~be~~ welded to, and ~~must~~ cover <sup>(the casing)</sup> the outermost casing string, <sup>(including conductor)</sup>;
  - (c) ~~not~~ extend beyond the outermost casing string; and
  - (d) ~~have~~ the following information bead-welded directly to the marker plate:

- (A) ~~(1)~~ the name of the operator that plugged and abandoned the well; <sup>(by the Commission)</sup>
- (B) ~~(2)~~ the number ~~that the commission has, under 20 AAC 25.040(b), assigned to the~~ <sup>(Form 10-401)</sup> Permit to Drill for the well <sup>under 20 AAC 25.040(b);</sup>
- (C) ~~(3)~~ the name designated for the well by the operator under 20 AAC 25.005(f);
- (D) ~~(4)~~ the API number for the well, with any suffix appended to the number under <sup>(20)</sup>

AAC 25.005(f).

**History:** (Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152; am

\_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_)

**Authority:** AS 31.05.030 →



#4

# MEMORANDUM

# STATE OF ALASKA

## ALASKA OIL AND GAS CONSERVATION COMMISSION

TO: Regulations Attorney  
Legislation/Regulations Section  
Department of Law

DATE: December 22, 2009

SUBJECT: AG File No. JU2009200806  
Request for Legal Review  
of Regulations Project on  
Well Abandonment Marker  
20 AAC 25.120

FROM: Daniel T. Seamount, Jr., Chair  
Regulations Contact  
Department of Administration

*DTS*

We are requesting approval of the attached final regulations on the clarification of the required dimensions, configuration, and placement of well abandonment markers and the elimination of the use of marker posts. The Commission adopted these changes on December 2, 2009.

Enclosed are the following documents:

1. original and one copy of the final regulations;
2. original signed and dated certification order;
3. original public notices;
4. original additional regulations notice information form distributed with the notice;
5. original publisher's affidavit's of publication;
6. original affidavit of notice;
7. original affidavit of oral hearing;
8. original affidavit of commission action;
9. excerpt from unapproved minutes from the December 2, 2009 meeting;

We worked with Assistant Attorney General Thomas Ballantine on this project.

Upon completing your review, please forward the regulations to the lieutenant governor for filing. In accordance with AS 44.62.180, the regulation changes will take effect on the 30<sup>th</sup> day after filing.

20 AAC 25.120 is repealed and readopted to read:

**20 AAC 25.120. Well abandonment marker.** The exact surface location of an abandoned onshore well must be shown by a steel well abandonment marker plate that must:

- (a) be at least 1/4 inch thick;
- (b) be welded to, and must cover the outermost casing string (including conductor);
- (c) not extend beyond the outermost casing string; and
- (d) have the following information bead-welded directly to the marker plate:
  - (1) the name of the operator that plugged and abandoned the well;
  - (2) the number that the commission has, under 20 AAC 25.040(b), assigned to the Permit to Drill for the well;
  - (3) the name designated for the well by the operator under 20 AAC 25.005(f);
  - (4) the API number for the well, with any suffix appended to the number under 20 AAC 25.005(f).

**History:** Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152;  
\_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_)

**Authority:** AS 31.05.030

20 AAC 25.120 is repealed and readopted to read:

**20 AAC 25.120. Well abandonment marker.** The exact surface location of an abandoned onshore well must be shown by a steel well abandonment marker plate that must:

- (a) be at least 1/4 inch thick;
- (b) be welded to, and must cover the outermost casing string (including conductor);
- (c) not extend beyond the outermost casing string; and
- (d) have the following information bead-welded directly to the marker plate:
  - (1) the name of the operator that plugged and abandoned the well;
  - (2) the number that the commission has, under 20 AAC 25.040(b), assigned to the Permit to Drill for the well;
  - (3) the name designated for the well by the operator under 20 AAC 25.005(f);
  - (4) the API number for the well, with any suffix appended to the number under 20 AAC 25.005(f).

**History:** Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152;  
\_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_)

**Authority:** AS 31.05.030

ORDER CERTIFYING THE CHANGES TO  
REGULATIONS OF ALASKA OIL AND GAS CONSERVATION  
COMMISSION

The attached 1 page of regulations, dealing with well abandonment markers under 20 AAC 25, is certified to be a correct copy of the regulation changes that the Alaska Oil and Gas Conservation Commission adopted at its December 2, 2009 meeting, under the authority of AS 31.05.030 and AS 31.05.040 and in compliance with the Administrative Procedure Act (AS 44.62), including the notice provisions (AS 44.62.190 and AS 44.62.200) and opportunity for public comment provision (AS 44.62.210).

This action is not expected to require an increased appropriation.

On the record, in considering public comments, the Alaska Oil and Gas Conservation Commission paid special attention to the cost to private persons of the regulatory action being taken.

As provided in AS 44.62.180, the subject regulation changes take effect on the 30th day after they are filed by the lieutenant governor.

DATE: December 22, 2009  
Anchorage



\_\_\_\_\_  
Daniel T. Seamount, Jr.  
Chair

FILING CERTIFICATION

I, Craig E. Campbell, Lieutenant Governor for the State of Alaska, certify that on \_\_\_\_\_, 20\_\_ at \_\_\_\_\_ .m., I filed the attached regulations according to the provisions of AS 44.62.040 – 44.62.120.

\_\_\_\_\_  
Lieutenant Governor

Effective: \_\_\_\_\_.

Register: \_\_\_\_\_.

STATE OF ALASKA
<b>ADVERTISING ORDER</b>
SEE BOTTOM FOR INVOICE ADDRESS

# NOTICE TO PUBLISHER

INVOICE MUST BE IN TRIPLICATE SHOWING ADVERTISING ORDER NO., CERTIFIED AFFIDAVIT OF PUBLICATION (PART 2 OF THIS FORM) WITH ATTACHED COPY OF ADVERTISEMENT MUST BE SUBMITTED WITH INVOICE

ADVERTISING ORDER NO.
<b>AO-03014010</b>

F R O M	AOGCC	AGENCY CONTACT	DATE OF A.O.
	333 W 7th Ave, Ste 100	Jody Colombie	September 22, 2009
	Anchorage, AK 99501	PHONE	PCN
M	907-793-1238	(907) 793-1221	
		DATES ADVERTISEMENT REQUIRED:	
T O	Anchorage Daily News	September 23, 2009	
	PO Box 149001		
	Anchorage, AK 99514	THE MATERIAL BETWEEN THE DOUBLE LINES MUST BE PRINTED IN ITS ENTIRETY ON THE DATES SHOWN.	
		SPECIAL INSTRUCTIONS:	
		Advertisement to be published was e-mailed	

Type of Advertisement    Legal ☒    ☐ Display    Classified    ☐ Other (Specify)

SEE ATTACHED

SEND INVOICE IN TRIPLICATE TO		AOGCC, 333 W. 7th Ave., Suite 100 Anchorage, AK 99501				PAGE 1 OF 2 PAGES	TOTAL OF ALL PAGES\$
REF	TYPE	NUMBER	AMOUNT	DATE	COMMENTS		
1	VEN						
2	ARD	02910					
FIN	AMOUNT	SY	CC	PGM	LC	ACCT	FY
1		10	02140100			73451	
2							
REQUISITIONED BY: <i>J. Colombie</i>						DIVISION APPROVAL:	

NOTICE OF PROPOSED CHANGES IN THE  
REGULATIONS OF THE  
ALASKA OIL AND GAS CONSERVATION COMMISSION

The Alaska Oil and Gas Conservation Commission proposes to adopt regulation changes in Title 20, Chapter 25 of the Alaska Administrative Code, governing well abandonment markers, including:

20 AAC 25.120 is proposed to be amended. The intended effect of the repeal and readoption is clarification of the required dimensions, configuration, and placement of a well abandonment marker, and elimination of the use of marker posts.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to the Alaska Oil and Gas Conservation Commission at 333 West 7<sup>th</sup> Avenue, Suite 100, Anchorage, Alaska 99501. The comments must be received no later than 4:30 p.m. on November 2, 2009.

Oral or written comments also may be submitted at a hearing to be held from 9:00 a.m. to 12:00 p.m. on November 19, 2009, at 333 West 7<sup>th</sup> Avenue, Suite 100, Anchorage, Alaska 99501. The hearing may continue beyond 12:00 p.m. to allow comment by those present before 9:30 a.m. The public comment period will close at the end of the November 19, 2009 hearing.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jody Colombie at (907) 793-1221 no later than November 4, 2009 to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes, contact Jody Colombie at 333 West 7<sup>th</sup> Avenue, Suite 100, Anchorage, Alaska 99501, (907) 793-1221, or go to [www.aogcc.state.gov](http://www.aogcc.state.gov).

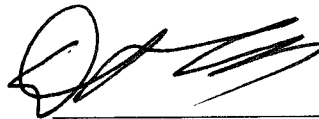
After the public comment period ends, the Alaska Oil and Gas Conservation Commission will either adopt these or other provisions addressing the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. **YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED.**

**Statutory Authority:** AS 31.05.030.

**Statutes Being Implemented, Interpreted, or Made Specific:** AS 31.05.030.


**Fiscal Information:** The proposed regulation changes are not expected to require an increased appropriation.

DATE: 9/21/09



Daniel T. Seamount, Jr., Chair

ADDITIONAL REGULATIONS NOTICE INFORMATION  
(AS 44.62.190(d))

1. Adopting agency: Alaska Oil and Gas Conservation Commission.
2. General subject of regulations: well abandonment markers.
3. Citation of regulations: 20 AAC 25.120.
4. Reason for the proposed action: update the well abandonment marker specifications.
5. RDU/component affected: Alaska Oil and Gas Conservation Commission.
6. Cost of implementation to the state agency: zero.
7. Contact person for the regulations:  
Name: Jody J. Colombie  
Title: Special Staff Assistant  
Address: 333 W. 7<sup>th</sup> Avenue, Suite 100, Anchorage, AK 99501  
Telephone: (907) 793-1221  
E-mail: Jody.Colombie@alaska.gov
8. Origin of the proposed action: Alaska Oil and Gas Conservation Commission staff.
9. Date: September 21, 2009.
10. Prepared by:   
Jody J. Colombie  
Special Assistant to the Commission  
Alaska Oil and Gas Conservation Commission  
(907) 793-1221



STOF 0330  
690696  
\$361.88

# AFFIDAVIT OF PUBLICATION

STATE OF ALASKA  
THIRD JUDICIAL DISTRICT

Jennifer Brown  
being first duly sworn on oath  
deposes and says that she is  
a representative of the  
Anchorage Daily News, a  
daily newspaper. That said  
newspaper has been approved  
by the Third Judicial Court,  
Anchorage, Alaska, and it now  
and has been published in the  
English language continually as a  
daily newspaper in Anchorage,  
Alaska, and it is now and during  
all said time was printed in an  
office maintained at the aforesaid  
place of publication of said  
newspaper. That the annexed is  
a copy of an advertisement as it  
was published in regular issues  
(and not in supplemental form)  
of said newspaper on

September 23, 2009

and that such newspaper was  
regularly distributed to its  
subscribers during all of said  
period. That the full amount of  
the fee charged for the foregoing  
publication is not in excess of  
the rate charged private individuals.

Signed

Subscribed and sworn to before

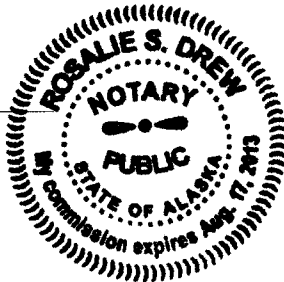
me this

day of

20

Notary Public in and for  
The State of Alaska.  
Third Division  
Anchorage, Alaska  
MY COMMISSION EXPIRES

8/17/13



## NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE ALASKA OIL AND GAS CONSERVATION COMMISSION

The Alaska Oil and Gas Conservation Commission proposes to adopt regulation changes in Title 20, Chapter 25 of the Alaska Administrative Code, governing well abandonment markers, including:

20 AAC 25.120 is proposed to be amended. The intended effect of the repeal and readoption is clarification of the required dimensions, configuration, and placement of a well abandonment marker, and elimination of the use of marker posts.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to the Alaska Oil and Gas Conservation Commission at 333 West 7th Avenue, Suite 100, Anchorage, Alaska 99501. The comments must be received no later than 4:30 p.m. on November 2, 2009.

Oral or written comments also may be submitted at a hearing to be held from 9:00 a.m. to 12:00 p.m. on November 19, 2009, at 333 West 7th Avenue, Suite 100, Anchorage, Alaska 99501. The hearing may continue beyond 12:00 p.m. to allow comment by those present before 9:30 a.m. The public comment period will close at the end of the November 19, 2009 hearing.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jody Colombie at (907) 793-1221 no later than November 4, 2009 to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes, contact Jody Colombie at 333 West 7th Avenue, Suite 100, Anchorage, Alaska 99501, (907) 793-1221, or go to [www.aogcc.state.gov](http://www.aogcc.state.gov).

After the public comment period ends, the Alaska Oil and Gas Conservation Commission will either adopt these or other provisions addressing the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED.

**Statutory Authority:** AS 31.05.030.  
**Statutes Being Implemented, Interpreted, or Made Specific:** AS 31.05.030.

**Fiscal Information:** The proposed regulation changes are not expected to require an increased appropriation.

DATE: September 21, 2009  
Daniel T. Seamunt, Jr.  
Chair

## ADDITIONAL REGULATIONS NOTICE INFORMATION (AS 44.62.190(d))

1. Adopting agency: Alaska Oil and Gas Conservation Commission.
2. General subject of regulations: well abandonment markers.
3. Citation of regulations: 20 AAC 25.120.
4. Reason for the proposed action: update the well abandonment marker specifications.
5. RDW/component affected: Alaska Oil and Gas Conservation Commission.
6. Cost of implementation to the state agency: zero.
7. Contact person for the regulations:  
Name: Jody J. Colombie  
Title: Special Staff Assistant  
Address: 333 W. 7th Avenue, Suite 100,  
Anchorage, AK 99501  
Telephone: (907) 793-1221  
E-mail: [Jody.Colombie@alaska.gov](mailto:Jody.Colombie@alaska.gov)
8. Origin of the proposed action: Alaska Oil and Gas Conservation Commission staff.
9. Date: September 21, 2009.
10. Prepared by:  
Jody J. Colombie  
Special Assistant to the Commission  
Alaska Oil and Gas Conservation Commission  
(907) 793-1221

STATE OF ALASKA

NOTICE TO PUBLISHER

ADVERTISING ORDER NO.

ADVERTISING  
ORDER

INVOICE MUST BE IN TRIPPLICATE SHOWING ADVERTISING ORDER NO., CERTIFIED  
AFFIDAVIT OF PUBLICATION (PART 2 OF THIS FORM) WITH ATTACHED COPY OF  
ADVERTISEMENT MUST BE SUBMITTED WITH INVOICE

AO-03014010

SEE BOTTOM FOR INVOICE ADDRESS

F  
R  
O  
M

AOGCC  
333 West 7<sup>th</sup> Avenue, Suite 100  
Anchorage, AK 99501  
907-793-1238

T  
O

Anchorage Daily News  
PO Box 149001  
Anchorage, AK 99514

AGENCY CONTACT

Jody Colombie

PHONE

(907) 793-1221

DATE OF A.O.

September 22, 2009

PCN

DATES ADVERTISEMENT REQUIRED:

September 23, 2009

THE MATERIAL BETWEEN THE DOUBLE LINES MUST BE PRINTED IN  
ITS ENTIRETY ON THE DATES SHOWN.

SPECIAL INSTRUCTIONS:

Account # STOF0330

AFFIDAVIT OF PUBLICATION

United states of America

State of \_\_\_\_\_ ss

\_\_\_\_\_ division.

Before me, the undersigned, a notary public this day personally appeared

\_\_\_\_\_ who, being first duly sworn, according to law, says that

he/she is the \_\_\_\_\_ of \_\_\_\_\_

Published at \_\_\_\_\_ in said division \_\_\_\_\_ and

state of \_\_\_\_\_ and that the advertisement, of which the annexed is

a true copy, was published in said publication on the \_\_\_\_\_ day of

\_\_\_\_\_ 2009, and thereafter for \_\_\_\_\_ consecutive days, the last publication

appearing on the \_\_\_\_\_ day of \_\_\_\_\_, 2009, and that the rate

charged thereon is not in excess of the rate charged private individuals.

Subscribed and sworn to before me

This \_\_\_\_\_ day of \_\_\_\_\_ 2009,

Notary public for state of \_\_\_\_\_

My commission expires \_\_\_\_\_

REMINDER

INVOICE MUST BE IN TRIPPLICATE AND MUST REFERENCE  
THE ADVERTISING ORDER NUMBER.

A CERTIFIED COPY OF THIS AFFIDAVIT OF PUBLICATION  
MUST BE SUBMITTED WITH THE INVOICE.

ATTACH PROOF OF PUBLICATION HERE.

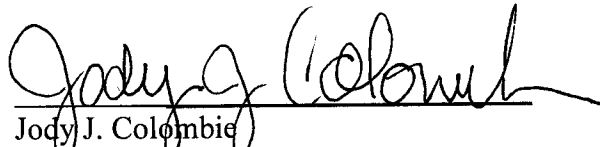
STATE OF ALASKA                     )  
  ) ss.  
THIRD JUDICIAL DISTRICT         )

AFFIDAVIT OF ORAL HEARING

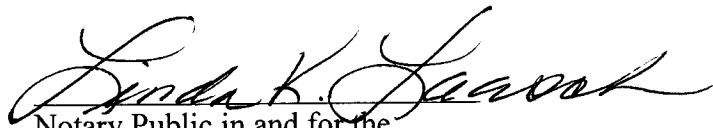
I, Jody J. Colombie, Special Assistant to the Alaska Oil and Gas Conservation Commission, being sworn, state the following:

On November 19, 2009, at 9:00 a.m., at 333 West 7<sup>th</sup> Avenue, Suite 100, Anchorage, Alaska, a public hearing presided over by Acting Chair Cathy P. Foerster, Commissioner of the Alaska Oil and Gas Conservation Commission, was held in accordance with AS 44.62.210 for the purpose of taking testimony in connection with the adoption of changes to 20 AAC 25.120, dealing with well abandonment markers.

DATE: February 9, 2010  
Anchorage, Alaska

  
\_\_\_\_\_  
Jody J. Colombie  
Special Assistant to the Commission

SUBSCRIBED AND SWORN TO before me this 9th day of February, 2010.

  
\_\_\_\_\_  
Notary Public in and for the  
State of Alaska  
My commission expires: 11/11/2010

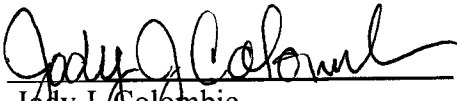
STATE OF ALASKA                     )  
  ) ss.  
THIRD JUDICIAL DISTRICT         )

AFFIDAVIT OF COMMISSION ACTION

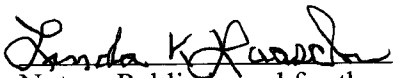
I, Jody J. Colombie, Special Assistant to the Alaska Oil and Gas Conservation Commission,  
being sworn, state the following:

The attached motion, dealing with well abandonment marker regulation changes, was passed by  
the Alaska Oil and Gas Conservation Commission during its December 2, 2009 meeting.

Date: December 22, 2009  
Anchorage

  
\_\_\_\_\_  
Jody J. Colombie  
Special Assistant to the Commission

SUBSCRIBED AND SWORN TO before me this 22nd day of December 2009.

  
\_\_\_\_\_  
Notary Public in and for the  
State of Alaska  
My commission expires: 11/11/2010

ALASKA OIL AND GAS CONSERVATION COMMISSION MEETING  
December 2, 2009 Unapproved Minutes

Commissioner John K. Norman moved and Commissioner Cathy P. Foerster seconded the following motion:

“I move to adopt the attached draft amendment to 20 AAC 25.120.”

The motion carried unanimously.

STATE OF ALASKA

)

) SS.

THIRD JUDICIAL DISTRICT

)

## AFFIDAVIT OF NOTICE OF PROPOSED ADOPTION OF REGULATIONS

### AND FURNISHING OF ADDITIONAL INFORMATION


I, Jody J. Colombie, Special Assistant to the Alaska Oil and Gas Conservation Commission, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 20 AAC 25.120, dealing with well abandonment markers, was given by being


- (1) published in a newspaper or trade publication;
- (2) furnished to interested persons as shown on the attached list;
- (3) furnished to appropriate state officials;
- (4) furnished to the Department of Law, along with a copy of the proposed regulations;
- (5) electronically transmitted to incumbent State of Alaska legislators;
- (6) furnished to the Legislative Affairs Agency, Legislative Library;
- (7) posted on the Alaska Online Public Notice System, as required by AS 44.62.175(a)(1) and (b) and AS 44.62.190(a)(1);
- (8) furnished electronically, along with a copy of the proposed regulations, to the Legislative Affairs Agency, the chairs of the Senate Resources Committee and House Special Committee of Oil and Gas, the Administrative Regulation Review Committee, and the Legislative Council.

As required by AS 44.62.190(d), additional regulations notice information regarding the proposed adoption of the regulation changes described above was furnished to interested persons as shown on the attached list and those in (5) and (6) of the list above. The additional regulations notice information was posted on the Alaska Online Public Notice System.

DATE: December 22, 2009  
Anchorage

  
Jody J. Colombie  
Special Assistant to the Commission

SUBSCRIBED AND SWORN TO before me this 22nd day of December 2009.

  
Notary Public in and for the  
State of Alaska  
My commission expires: 11/11/2010

**Colombie, Jody J (DOA)****From:** Colombie, Jody J (DOA)**Sent:** Tuesday, September 22, 2009 9:46 AM

**To:** 'Anna Raff'; 'Barbara F Fullmer'; 'bbritch'; 'Bill Walker'; 'Blaine Campbell'; 'Bowen Roberts'; 'Brad McKim'; 'Brandon Gagnon'; 'Brian Gillespie'; 'Brian Havelock'; 'Brit Lively'; 'Bruce Webb'; 'buonoje'; 'Cammy Taylor'; 'Cande.Brandow'; 'carol smyth'; caunderwood@marathonoil.com; 'Charles O'Donnell'; Chris Gay; 'Cliff Posey'; 'Dan Bross'; 'dapa'; 'Daryl J. Kleppin'; 'David Brown'; 'David Gorney'; David House; 'David L Boelens'; 'David Steingreaber'; 'ddonkel'; Deborah Jones; Decker, Paul L (DNR); 'doug\_schultze'; 'Evan Harness'; 'eyancy'; 'foms2@mtaonline.net'; 'Francis S. Sommer'; 'Fred Steece'; 'Garland Robinson'; 'Gary Laughlin'; 'Gary Rogers'; 'Gary Schultz'; 'ghammons'; 'Gordon Pospisil'; 'Gregg Nady'; 'gspfoff'; 'Hank Alford'; 'Harry Engel'; 'jah'; 'Janet D. Platt'; 'jejones'; 'Jerry Brady'; 'Jerry McCutcheon'; 'Jim Arlington'; 'Jim White'; 'Jim Winegarner'; 'Joe Nicks'; 'John Garing'; 'John S. Haworth'; 'John Spain'; 'John Tower'; 'John W Katz'; 'Jon Goltz'; Joseph Darrigo; 'Julie Houle'; 'Kari Moriarty'; 'Kaynell Zeman'; 'Keith Wiles'; knelson@petroleumnews.com; 'Krisell Crandall'; 'Kristin Elowe'; 'Laura Silliphant'; 'mail=akpratts@acsalaska.net'; 'mail=foms@mtaonline.net'; 'Marilyn Crockett'; 'Mark Dalton'; 'Mark Hanley'; 'Mark Kovac'; 'Mark P. Worcester'; 'Marquerite kremer'; Melanie Brown; 'Michael Nelson'; 'Mike Bill'; 'Mike Jacobs'; 'Mike Mason'; 'Mikel Schultz'; 'Mindy Lewis'; 'MJ Loveland'; 'mjnelson'; 'mkm7200'; 'Nick W. Glover'; NSK Problem Well Supv; NSU, ADW Well Integrity Engineer; 'Patty Alfaro'; 'Paul Winslow'; 'peter Contreras'; Rader, Matthew W (DNR); Raj Nanvaan; 'Randall Kanady'; 'Randy L. Skillern'; 'Rob McWhorter'; rob.g.dragnich@exxonmobil.com; 'Robert Campbell'; 'Robert Province'; 'Rudy Brueggeman'; 'Sandra Pierce'; 'Scott Cranswick'; 'Shannon Donnelly'; 'Sharmaine Copeland'; Shellenbaum, Diane P (DNR); Slemmons, Jonne; 'Sondra Stewman'; 'Sonja Franklin'; 'Stan Porhola'; 'stanekj'; 'Steve Lambert'; 'Steve Moothart'; 'Steven R. Rossberg'; 'tablerk'; 'Tamera Sheffield'; 'Ted Rockwell'; 'Temple Davidson'; Teresa Imm; 'Terrie Hubble'; 'Thor Cutler'; 'Todd Durkee'; Tony Hopfinger; 'trmjr1'; 'Von Hutchins'; 'Walter Featherly'; 'Aaron Gluzman'; caunderwood@marathonoil.com; 'Dale Hoffman'; Frédéric Grenier; 'Gary Orr'; Jerome Eggemeyer; 'Joe Longo'; 'Lamont Frazer'; Marc Kuck; 'Mary Aschoff'; Maurizio Grandi; P Bates; Richard Garrard; 'Sandra Lemke'; 'Scott Nash'; 'Steve Virant'; 'Wayne Wooster'; 'Willem Vollenbrock'; 'William Van Dyke'; Woolf, Wendy C (DNR); David Johnson; Tiffany Stebbins; resregs@legis.state.ak.us; Austerman, Alan; Buch, Bob (LAA); Bunde, Con (LAA); Cathy Munoz (Representative\_Cathy\_Engstrom\_Munoz@legis.state.ak.us); Chenault, Mike (LAA); Cissna, Sharon (LAA); Coghill, John (LAA); Crawford, Harry (LAA); Dahlstrom, Nancy (LAA); Davis, Bettye J (LAA); Doogan, Mike (LAA); Dyson, Fred (LAA); Edgmon, Bryce E (LAA); Egan, Dennis W (LAA); Ellis, Johnny (LAA); Fairclough, Anna (LAA); 'Foster, Richard'; French, Hollis (LAA); Gara, Les (LAA); Gardner, Berta (LAA); Gatto, Carl (LAA); Gruenberg, Max F (LAA); Guttenberg, David (LAA); Harris, John (LAA); Hawker, Mike (LAA); Herron, Bob; Hoffman, Lyman F (LAA); Holmes, Lindsey (LAA); Huggins, Charlie (LAA); Johansen, Kyle B (LAA); Johnson, Craig W (LAA); Joule, Reggie (LAA); Kawasaki, Scott Jw (LAA); Keller, Wes (LAA); Kelly, Mike (LAA); Kerttula, Beth (LAA); kevin meyer; Kookesh, Albert (LAA); Lynn, Bob (LAA); McGuire, Lesil L (LAA); Menard, Linda K; Millett, Charisse; Neuman, Mark A (LAA); Olson, Donny (LAA); Olson, Kurt E (LAA); Paskvan, Joe; Petersen, Pete; Ramras, Jay B (LAA); Salmon, Woodie W (LAA); Seaton, Paul (LAA); Stedman, Bert K (LAA); Stevens, Gary L (LAA); Stoltze, Bill (LAA); 'Therriault, Gene (LAA)'; Thomas, Bill (LAA); Thomas, Joe (LAA); Tuck, Chris; Wagoner, Tom (LAA); Wielechowski, Bill (LAA); Wilson, Peggy A (LAA); Rachael A Petro (rachael.petro@alaska.gov); Beecher, Carol L (DOA); Ballantine, Tab A (LAW); Annette E Kreitzer; Pearson, Robert L (DOA); Aubert, Winton G (DOA); Birnbaum, Alan J (LAW); Crisp, John H (DOA); Darlene Ramirez; Davies, Stephen F (DOA); Fleckenstein, Robert J (DOA); Foerster, Catherine P (DOA); Grimaldi, Louis R (DOA); Johnson, Elaine M (DOA); Jones, Jeffery B (DOA); Laasch, Linda K (DOA); Mahnken, Christine R (DOA); Maunder, Thomas E (DOA); McIver, Bren (DOA); McMains, Stephen E (DOA); Noble, Robert C (DOA); Norman, John K (DOA); Okland, Howard D (DOA); Paladijczuk, Tracie L (DOA); Pasqual, Maria (DOA); Regg, James B (DOA); Roby, David S (DOA); Saltmarsh, Arthur C (DOA); Scheve, Charles M (DOA); Schwartz, Guy L (DOA); Seamount, Dan T (DOA)

**Subject:** Well Abandonment Markers**Attachments:** Public Notice, Additional Info and Proposed Regulation.pdf

The Alaska Oil and Gas Conservation Commission proposes to adopt regulation changes in Title 20, Chapter 25 of the Alaska Administrative Code, governing well abandonment markers. The intended effect of the repeal and readoption is clarification of the required dimensions, configuration, and placement of a well abandonment marker, and elimination of the use of marker posts.

*Jody J. Colombie*  
*Special Assistant*  
*Alaska Oil and Gas Conservation Commission*  
*333 West 7th Avenue, Suite 100*  
*Anchorage, AK 99501*  
*(907)793-1221 (phone)*  
*(907)276-7542 (fax)*



Mary Jones  
XTO Energy, Inc.  
Cartography  
810 Houston Street, Ste 2000  
Ft. Worth, TX 76102-6298

David McCaleb  
IHS Energy Group  
GEPS  
5333 Westheimer, Ste 100  
Houston, TX 77056

Cindi Walker  
Tesoro Refining and Marketing Co.  
Supply & Distribution  
300 Concord Plaza Drive  
San Antonio, TX 78216

George Vaught, Jr.  
PO Box 13557  
Denver, CO 80201-3557

Jerry Hodgden  
Hodgden Oil Company  
408 18th Street  
Golden, CO 80401-2433

Richard Neahrng  
NRG Associates  
President  
PO Box 1655  
Colorado Springs, CO 80901

Mark Wedman  
Halliburton  
6900 Arctic Blvd.  
Anchorage, AK 99502

Schlumberger  
Drilling and Measurements  
2525 Gambell Street #400  
Anchorage, AK 99503

Ciri  
Land Department  
PO Box 93330  
Anchorage, AK 99503

Baker Oil Tools  
4730 Business Park Blvd., #44  
Anchorage, AK 99503

Ivan Gillian  
9649 Musket Bell Cr.#5  
Anchorage, AK 99507

Jill Schneider  
US Geological Survey  
4200 University Dr.  
Anchorage, AK 99508

Gordon Severson  
3201 Westmar Cr.  
Anchorage, AK 99508-4336

Jack Hakkila  
PO Box 190083  
Anchorage, AK 99519

Darwin Waldsmith  
PO Box 39309  
Ninilchick, AK 99639

James Gibbs  
PO Box 1597  
Soldotna, AK 99669

Kenai National Wildlife Refuge  
Refuge Manager  
PO Box 2139  
Soldotna, AK 99669-2139

Penny Vadla  
399 West Riverview Avenue  
Soldotna, AK 99669-7714

Richard Wagner  
PO Box 60868  
Fairbanks, AK 99706

Cliff Burglin  
PO Box 70131  
Fairbanks, AK 99707

Bernie Karl  
K&K Recycling Inc.  
PO Box 58055  
Fairbanks, AK 99711

North Slope Borough  
PO Box 69  
Barrow, AK 99723

*Mailed 9/23/09*

#3

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

ALASKA OIL AND GAS CONSERVATION COMMISSION

Before Commissioners: Daniel T. Seamount, Chairman  
John K. Norman  
Cathy Foerster

In the Matter of Proposed Changes )  
to Title 20, Chapter 25 of the )  
Alaska Administrative Code, )  
pursuant to 20 AAC 25.120 )  
Well Abandonment marker )

**RECEIVED**

NOV 24 2009

**Alaska Oil & Gas Cons. Commission  
Anchorage**

ALASKA OIL and GAS CONSERVATION COMMISSION  
Anchorage, Alaska

November 19, 2009  
9:00 o'clock a.m.

**VOLUME I  
PUBLIC HEARING**

BEFORE: Cathy Foerster, Acting Chairman  
John K. Norman, Commissioner

R & R COURT REPORTERS

811 G STREET  
(907)277-0572/Fax 274-8982

ANCHORAGE, ALASKA 99501

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

TABLE OF CONTENTS

Opening remarks by Acting Chairman Kathy Foerster	03
Testimony by Winton Aubert	05

R & R COURT REPORTERS

811 G STREET  
(907)277-0572/Fax 274-8982

ANCHORAGE, ALASKA 99501

1

2

3

4

5

3

5

1

1        If you intend to be testifying as an expert witness, that  
2        is someone with experience and background on the subject matter  
3        of the regulations then I'll ask you to indicate your  
4        background and your experience so the Commission can gauge  
5        whether you fall into the category of expert witness.

6        The Alaska Oil and Gas Conservation Commission proposes to  
7        amend Title 20, Chapter 25, Section 110 of the Alaska  
8        Administrative Code deal with the well abandonment markers, 20  
9        AAC 25.120.

10       The notice of this hearing was published in the Anchorage  
11       Daily News on September 23rd, 2009. It has also been posted on  
12       the State of Alaska on line notices website, as well as the  
13       AOGCC's own website.

14       These proceedings are being held in accordance with the  
15       general hearing regulations specifically found in AS 44.62 and  
16       20 AAC 25.540 of the Alaska Administrative Code.

17       I'm looking at the sign up sheet and it appears that we  
18       have one person who wishes to testify and before we hear from  
19       him I will ask Commissioner Norman if he has any preliminary  
20       comments?

21       COMMISSIONER NORMAN: The only thing I'll inquire of the  
22       -- for the record, for the audience is if there is any person  
23       present at this hearing that may require a special  
24       accommodation, please, see the Commission's special assistant  
25       Jody Colombie and than you.

R & R COURT REPORTERS

811 G STREET  
(907)277-0572/Fax 274-8982

ANCHORAGE, ALASKA 99501

1           ACTING CHAIRMAN FOERSTER: Okay. I do have one  
2 preliminary comment before we get into the meat of the hearing.  
3 I was informed -- notified by BP that last night they had a  
4 fatality at Prudhoe Bay. And it was a contract employee  
5 conducting pipeline integrity inspections. And he got out of  
6 his truck to check one of the inspection points and apparently  
7 the truck popped into gear and pinned him to the pipeline and  
8 when he was found attempts to resuscitate him failed. So I  
9 just wanted to take a moment of silence in honor of the fellow  
10 who was killed last night at Prudhoe Bay.

11           If there are no other preliminary comments then I'll ask  
12 Dr. Winton Aubert to come and testify.

13           DR. AUBERT: Thank you. Good morning. For the record I'm  
14 Winton Aubert, senior engineer in the Commission Staff. Today  
15 we're proposing a change to Title 20, Chapter 25 of the Alaska  
16 Administrative Code which is a repeal and readoption of Section  
17 120 of the Commission regulations entitled well abandonment  
18 marker.

19           Our proposed repealed and readoption of Section 120 is  
20 presented on the Commission's motion to clarify the required  
21 dimensions, configuration and placement of a well abandonment  
22 marker and eliminate abandonment marker post use.

23           The current Commission well abandonment marker  
24 requirements were enacted before the general availability of  
25 such technologies as the global positioning system instead

R & R COURT REPORTERS

811 G STREET  
(907)277-0572/Fax 274-8982

ANCHORAGE, ALASKA 99501

1 relying on magnetic metal detection capability of the day.

2 The currently specified abandonment marker plate  
3 configuration also unfortunately allows significant physical  
4 stress to be exerted on marker plates as water freezes and ice  
5 expands and abandonment marker posts can obviously constitute  
6 surface hazards.

7 Finally we believe today's change to Section 120 will not  
8 effect industry's regulatory burden.

9 ACTING CHAIRMAN FOERSTER: Thank you, Dr. Aubert.  
10 Commissioner Norman, do you have any questions, comments for  
11 our.....

12 COMMISSIONER NORMAN: The only question I have, I'm  
13 thinking about existing marker plates posts which if they are a  
14 hazard the question goes to retroactivity of this requirement.  
15 Is it the intent that we require retrofitting of these if there  
16 are posts protruding?

17 DR. AUBERT: Do we are not suggesting that current marker  
18 posts be retrofitted and fortunately there are not many of them  
19 in the state.

20 COMMISSIONER NORMAN: Thank you. That's the only question  
21 I have.

22 ACTING CHAIRMAN FOERSTER: So my only question is a  
23 procedural question for our attorney, is it appropriate for us  
24 to vote on these or do we consider them for a future hearing  
25 and move on them (ph).....

R & R COURT REPORTERS

811 G STREET  
(907)277-0572/Fax 274-8982

ANCHORAGE, ALASKA 99501



1 MR. BALLANTINE: I would rec-.....  
2 ACTING CHAIRMAN FOERSTER: .....on them in the next month?  
3 MR. BALLANTINE: I would recommend -- I think we have a  
4 Public Meeting next Wednesday.  
5 ACTING CHAIRMAN FOERSTER: Next Wednesday, okay. So it  
6 would be appropriate to.....  
7 MR. BALLANTINE: If I'm remembering correctly.  
8 MS. COLOMBIE: No, they vote in this hearing (ph).  
9 MR. BALLANTINE: Well, you can -- you certainly can vote  
10 now.  
11 COMMISSIONER NORMAN: Commissioner Foerster, I think this  
12 is a pretty straight forward and if there are any hidden issues  
13 here I'd ask someone to identify them, but I think this is  
14 pretty straight forward and if we could.....  
15 ACTING CHAIRMAN FOERSTER: Well, I would prefer to vote  
16 today because next week I will be out during the Public Meeting  
17 and Commissioner Seamount will be back and it will be a little  
18 bit discontinu- -- or he won't even be here, okay, so.....  
19 COMMISSIONER NORMAN: Then I will move to adopt the  
20 proposed amendment to Chapter 25, Section 120.  
21 ACTING CHAIRMAN FOERSTER: Then I'll second that motion.  
22 Is anyone opposed. The motion passes.  
23 At this point I think it would be appropriate for you to  
24 make another motion.  
25 COMMISSIONER NORMAN: I'll move to adjourn.

R & R COURT REPORTERS

811 G STREET  
(907)277-0572/Fax 274-8982

ANCHORAGE, ALASKA 99501

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

ACTING CHAIRMAN FOERSTER: All right.

(Recessed - 9:13 a.m.)

R & R COURT REPORTERS

811 G STREET  
(907)277-0572/Fax 274-8982

ANCHORAGE, ALASKA 99501

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

C E R T I F I C A T E

UNITED STATES OF AMERICA    )  
  ) ss.  
STATE OF ALASKA                    )

I, Rebecca Nelms, Notary Public in and for the State of Alaska, residing at Anchorage, Alaska, and Reporter for R & R Court Reporters, Inc., do hereby certify:

THAT the annexed and foregoing Public Hearing In the Matter of the Proposed Changes to Title 20, Chapter 25 of the Alaska Administrative Code, pursuant to 20 AAC 25.120, well abandonment marker, was taken by Suzan Olson on the 19th day of November, 2009, commencing at the hour of 9:00 a.m., at the Alaska Oil and Gas Conservation Commission, Anchorage, Alaska;

THAT this Hearing Transcript, as heretofore annexed, is a true and correct transcription of the proceedings taken and transcribed by Suzan Olson;

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 20th day of November, 2009.

\_\_\_\_\_  
Notary Public in and for Alaska  
My Commission Expires: 08/01/07

R & R C O U R T R E P O R T E R S

811 G STREET  
(907)277-0572/Fax 274-8982  
ANCHORAGE, ALASKA 99501

**STATE OF ALASKA  
OIL AND GAS CONSERVATION COMMISSION  
Well Abandonment Markers  
20 AAC 25.120**

<u>NAME</u>	<u>AFFILIATION</u>	<u>PHONE #</u>	<u>TESTIFY (Yes or No)</u>
-------------	--------------------	----------------	----------------------------

Jody Colombe	NOGCC		
Winton Aubert	"		Y
TAB BALLANTINE	AGO		N

*dated 9/21/09*

20 AAC 25.120 is repealed and readopted to read:

**20 AAC 25.120. Well abandonment marker.** The exact surface location of an abandoned onshore well must be shown by a steel well abandonment marker plate that must:

- (a) be at least 1/4 inch thick;
- (b) be welded to, and must cover the outermost casing string (including conductor);
- (c) not extend beyond the outermost casing string; and
- (d) have the following information bead-welded directly to the marker plate:
  - (1) the name of the operator that plugged and abandoned the well;
  - (2) the number that the commission has, under 20 AAC 25.040(b), assigned to the Permit to Drill for the well;
  - (3) the name designated for the well by the operator under 20 AAC 25.005(f);
  - (4) the API number for the well, with any suffix appended to the number under 20 AAC 25.005(f).

**History:** Eff. 4/13/80, Register 74; am 4/2/86, Register 97; am 11/7/99, Register 152;

\_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_)

**Authority:** AS 31.05.030

#2

# MEMORANDUM

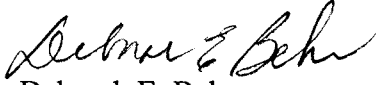
State of Alaska  
Department of Law

To: Daniel T. Seamount Jr., Chair  
Oil & Gas Conservation Commission  
Dept. of Administration

Date: September 24, 2009

File No.: JU2009200806

Tel. No.: 465-3600

  
From: Deborah E. Behr  
Chief Assistant Attorney General  
and Regulations Attorney  
Legislation and Regulations Section

Re: Regulations File Opening Re:  
20 AAC 25.120: Well  
Abandonment Marker

We have received your memorandum of September 21, 2009 regarding the above-referenced matter, along with a copy of the proposed regulations and related documents. The project has been assigned to Tab Ballantine, Assistant Attorney General, phone number 269-5100.

Our department's file number for this project is JU2009200806. This file number should be used on any further correspondence pertaining to this project.

DEB:pav

cc: Robert Pearson, Regulations Contact  
Dept. of Administration

Jody Colombie, Special Assistant to the Commission  
Oil & Gas Conservation Commission  
Dept. of Administration

Ben Shier, AAC Coordinator  
Lt. Governor's Office

Tina Kobayashi, Supervising Attorney  
Oil, Gas & Mining Section

Tab Ballantine, Assistant Attorney General  
Anchorage

#1



**MEMORANDUM**

**STATE OF ALASKA**

**ALASKA OIL AND GAS CONSERVATION COMMISSION**

TO: Deborah E. Behr  
Chief Assistant Attorney General  
Legislation and Regulations Section

DATE: September 21, 2009

SUBJECT: Request to Open File  
Regarding Amendments  
to Well Abandonment  
Marker, 20 AAC 25.120

FROM: Daniel T. Seamount, Jr. *DT*  
Regulations Contact  
Department of Administration

Please open a file for an Alaska Oil and Gas Conservation Commission (Commission) project to amend Title 20, Chapter 25, Section 120 of the Alaska Administrative Code, regarding well abandonment markers.

Enclosed is the public notice, additional regulations notice information, and proposed amendments to 20 AAC 25.120.

Please assign Assistant Attorney General Tab Ballantine to this project. The Commission's contact person is Jody Colombie at 793-1221 or [jody.colombie@alaska.gov](mailto:jody.colombie@alaska.gov).